HON'BLE SRI JUSTICE P.S. NARAYANA

W.P.No.20951 of 2006

Date : 9-10-2006

Between:

Bollu Rama Rao and others ..
Petitioners

And

The Commissioner,
Municipal Corporation,
Eluru, West Godavari District
and others ..
Respondents

HON'BLE SRI JUSTICE P.S. NARAYANA

W.P.No.20951 of 2006

ORDER:

The matter is coming up for admission.

Sri Nageswar Reddy takes notice on behalf of respondents.

Heard Sri B.P.Raju, the Counsel representing the writ petitioners.

The Writ Petition is filed for a writ of mandamus declaring the action of respondents in proposing to demolish houses bearing door Nos.28-1-8, 28-1-4, 28-1-4A and 28-3-175, respectively of petitioners 1 to 4, situate in R.S.No.69, Santhinagar main road, opp. Water Tank, Eluru, West Godavari District as illegal, arbitrary and violative of Articles 14 and 21 of the Constitution of India and consequently to direct the respondents to drop all further proceedings in this regard and to pass such other suitable orders.

Several factual details are narrated by the writ petitioners in paras 2, 3, 4, 5 and 6 of the affidavit filed in support of the Writ Petition.

It is needless to say that before the respondents propose to take up the demolition activity in relation to the subject matter of the Writ Petition they are bound to follow the due process of Law.

In view of the same the Writ Petition is disposed of directing the respondents not to take up the demolition activity in relation to the subject matter of the Writ Petition unless they follow the due process of Law. No order as to costs.

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Justice P.S. Narayana

Date : 9-10-2006

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